

**Court of Appeals, Division One**

**Civil Appeal**

**1 CA-CV 15-0433**

**VILLASENOR v. EVANS**

**Appellate Case Information**

Case Filed: 1-Jul-2015

Case Closed:

**Dept/Composition**

**Department D**

Hon. Andrew W. Gould

Hon. Peter B Swann

Hon. Patricia A Orozco

**Side 1. JOSEPH VILLASENOR, an, Plaintiff/Appellant**

(Litigant Group) JOSEPH VILLASENOR

- Joseph Villaseenor

**Attorneys for: Plaintiff/Appellant**

Timothy A LaSota, Esq. (AZ Bar No. 20539)

**Side 2. CORAL J. EVANS, an unmarried woman, Defendant/Appellee**

(Litigant Group) CORAL J EVANS

- Coral J Evans

**Co-Counsel for: Defendant/Appellee**

John J Trebon, Esq. (AZ Bar No. 5375)

Eileen Dennis GilBride, Esq. (AZ Bar No. 9220)

**CASE STATUS**

Dec 20, 2016....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
CON S0300CV201400367	Defamation, Declaratory Judgment		Mark R Moran, Authoring Judge of Order		

**OPEN DUE DATE**

Petition for Review to ASC due

**Due By:** Thursday, January 19, 2017

Re: *OPINION (Affirmed) Hon Peter B Swann - Author; Hon Andrew W Gould - Concur; Hon Patricia A Orozco - Concur*

**CASE DECISION**

20-Dec-2016 **OPINION**

Peter Swann.....Author

Andrew Gould.....Concur

Patricia Orozco.....Concur

Filed: **20-Dec-2016**

Mandate:

Decision Disposition

**Affirmed**

**27 PROCEEDING ENTRIES**

- 1-Jul-2015 FILED: Index of Record, Notice of Appeal from Coconino County Superior Court filed 06/19/15
- 1-Jul-2015 FILED: e-Record on Appeal: Instruments/Minute Entries
- 13-Jul-2015 FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
- 27-Jul-2015 RECEIPT No.: 2015-01028 ; \$280.00, Check Number: #37009, Applied to: JOSEPH VILLASENOR - Class A Filing Fee (\$280.00) Paid for: - By Jaburg & Wilk PC
- 31-Jul-2015 FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
- 3-Aug-2015 FILED: Notice of Association of Counsel; Certificate of Service (Appellee)
- 3-Aug-2015 FILED: Case Management Statement (Appellant)
- 4-Aug-2015 FILED: Reporter's Transcript of Proceedings 4/21/15 (Jonna E Baker)
- 7-Aug-2015 RECEIPT No.: 2015-01096 ; \$140.00, Authorization: #18015753927, Applied to: CORAL J EVANS - Class B Filing Fee (\$140.00) Paid for: Jones Skelton & Hochuli PLC - By Integrated Resource Systems IN

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 15-0433****VILLASENOR v. EVANS****27 PROCEEDING ENTRIES**

10. 28-Aug-2015 ORDERED: (Court has reviewed record to determine whether it has jurisdiction over this appeal) Staying appeal to/including 10/13/15 and revesting jurisdiction in Coconino Superior Court to consider application for signed order w/ a certification of finality to Rule 54(c). FURTHER ORDERED: If superior court grants application, appellant shall file a copy of signed order w/in 10 days after its entry. Appeal will be automatically reinstated. FURTHER ORDERED: If appeal has not been reinstated by 10/13/15, appellant shall file a request to continue stay of appeal or appeal may be dismissed. FURTHER ORDERED: If signed order has been filed, opening brief shall be due on 11/12/15. Melina Brill ProTem Judge - Author
11. 4-Sep-2015 FILED: Motion for Leave to Withdraw as Counsel for Plaintiff/Appellant; Certificate of Service (Appellant)
12. 5-Oct-2015 ORDERED: Motion for Leave to Withdraw as Counsel for Plaintiff/Appellant (Appellant) = GRANTED. Melina Brill ProTem Judge - Author
13. 28-Oct-2015 FILED: Plaintiff-Appellant's Motion to Continue Stay of This Matter; Certificate of Service (Appellant)
14. 28-Oct-2015 FILED: Notice of Appearance; Certificate of Service (Appellant)
15. 29-Oct-2015 ORDERED: Plaintiff-Appellant's Motion to Continue Stay of This Matter (Appellant) = GRANTED. FURTHER ORDERED: Continuing stay of this appeal to/including 11/30/15 for purposes set forth in this court's 8/28/15 order. Appeal will be automatically reinstated on 12/1/15, unless before that date appellant files a request to continue stay. If no request to continue and order w/ certification of finality is filed, appeal may be dismissed. FURTHER ORDERED: If signed order w/ Rule 54(c) has been entered, opening brief shall be due on 1/4/16. Melina Brill ProTem Judge - Author
16. 20-Nov-2015 FILED: Notice of Filing of Final Order; Certificate of Service (Appellant)
17. 3-Jan-2016 FILED: Opening Brief Of Plaintiff-Appellant Joseph Villaseñor; Opening Brief Of Plaintiff-Appellant Joseph Villaseñor Certificate Of Compliance; Certificate of Service (Appellant)
18. 17-Feb-2016 FILED: Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
19. 13-Mar-2016 FILED: Reply Brief Of Plaintiff-Appellant Joseph Villaseñor; Reply Brief Of Plaintiff-Appellant Joseph Villaseñor Certificate Of Compliance; Reply Brief Of Plaintiff-Appellant Joseph Villaseñor Certificate Of Service (Appellant)
20. 29-Mar-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
21. 30-Mar-2016 FILED: Notice of Change of Firm Address; Certificate of Service (Appellee)
22. 31-Mar-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
23. 29-Aug-2016 CLNDR: CONFERENCE, Department D, 10-12-16, COURTROOM 2.
24. 20-Dec-2016 OPINION (Affirmed) Hon Peter B Swann - Author; Hon Andrew W Gould - Concur; Hon Patricia A Orozco - Concur
25. 20-Dec-2016 FILED: Opinion Distribution List
26. 21-Dec-2016 FILED: Statement of Costs; Certificate of Service (Appellee)
27. 17-Jan-2017 ORDERED: awarding Defendant/Appellee their costs in the amount of \$176.00. Amy M Wood - Author